## U.S. Bankruptcy Court District of North Dakota

## **CM/ECF Filing Guide** for Trustees

(March 2005)

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Chapter 7					
Document:	Select:	Notes:			
Trustee's Rejection (virtual document)	Bankruptcy > Trustee/US Trustee > Appointment Rejection	<ul> <li>Select Trustee to be removed</li> <li>Clerk's Office normally selects new trustee according to calendar.</li> </ul>			
Trustee's Initial Report	Bankruptcy >Trustee/US Trustee> Trustee's Initial Report	<ul> <li>No Action - Case will appear on this list again</li> <li>Trustee's Report of No Distribution - No asset case</li> <li>Trustee's Initial Report - Asset case or undetermined</li> <li>Continue to - Not to be used</li> </ul>			
No Asset Report (virtual document)	Bankruptcy > Trustee/US Trustee > Ch. 7 Report of No Distribution/No Assets				
Objection to Exemptions	Bankruptcy > Answer/Response >Other Answers> Objection to Debtor's Claim of Exemptions	<ul> <li>15 day notice included and automatically set with certificate of service</li> <li>Notice may be filed separately or as one event</li> </ul>			

Motion to Abandon	Bankruptcy > Motion/Application > Motion to Abandon  Note: The Motion, Notice of Motion, and Proof of Service may be a single PDF. The Motion must be the first document in your PDF.  The Proposed Order must be e-mailed to proposed_orders@ndb.us courts.gov		System defaults to 15 day objection period as required
Application by Trustee to Employ Attorney for Trustee	Bankruptcy > Motions/Application > Employ  The Proposed Order must be e-mailed to proposed_orders@ndb.us courts.gov		Select yourself (trustee) as filer <b>Do NOT check the box for attorney/party association</b> Enter name of person to be employed when prompted (e.g., "Bill Jones")  Enter type of position when prompted (e.g., "Attorney for Trustee")
Affidavit Re: Application to Employ	Bankruptcy > Miscellaneous > Affidavit	•	Refer to Application (found under motion)
Trustee's Request for Notice to Creditors and Notice of Assets	Bankruptcy > Trustee/US Trustee > Notice of Assets	•	Court to generate notice to all creditors and provide service
Chapter 7 Trustee's Final Report	Bankruptcy > Trustee/US Trustee > Ch. 7 Trustee's Final Report		

Notice of Final Report	Bankruptcy > Trustee/US Trustee > Notice of Final Report	<ul> <li>Enter date of filing as date served. Objection period defaults from date of service</li> <li>Refer to Final Report</li> <li>The clerk's office will send the notice to all creditors</li> </ul>
Application for Compensation	Bankruptcy > Motions/ Applications > Compensation	<ul> <li>Enter type of professional requesting fee type</li> <li>Enter dates of service</li> <li>Enter fees requested and expenses requested (e.g., 2000.00 and 125.00)</li> <li>Only complete section pertaining to applicant requesting fees</li> <li>20 day notice of application under \$1,000 to be served only on interested parties</li> <li>20 day notice over \$1,000 to be served on all creditors</li> </ul>
Final Account	Bankruptcy> Trustee/ US Trustee> Final Account	

Chapter 11				
Document:	Select:	Notes:		
Chapter 11 Trustee's Report/341 Meeting Held	Bankruptcy > Trustee's 341 Filings > Meeting of Creditors Held (Chapter 11) or Meeting of Creditors Not Held or Meeting of Creditors Continued	<ul> <li>Satisfy pending meeting of creditors</li> <li>Enter new date, time, and location if meeting was continued</li> </ul>		
Report of Inability to Appoint a Creditor's Committee (virtual document)	Bankruptcy > Trustee/US Trustee >Report of Inability to Appoint a Creditor's Committee			
Notice of Appointment of Creditors' Committee	Bankruptcy > Trustee/US Trustee > Notice of Appointment of Creditors' Committee			
Notice Appointing Trustee	Bankruptcy > Trustee/US Trustee > Notice Appointing Trustee (US Trustee only)	Clerk's office will add Trustee to case		
Objection to Disclosure Statement	Bankruptcy > Answer/Response > Other Answer> Objection to Disclosure Statement	Refer to Disclosure Statement		

Objection to	Bankruptcy >	•	Refer to Plan
Confirmation of Plan	Answer/Response >		
	Objection to		
	Confirmation		



Chapter 12/13				
Document:	Select:	Notes:		
Chapter 12/13 Trustee's Report/341 Meeting Held	Bankruptcy > Trustee/US Trustee > Trustee's Initial Report	Satisfy pending meeting of creditors		
Trustee's Recommendation	Bankruptcy > Trustee/US Trustee >Chapter 13 Plan Recommendation	<ul> <li>Refer to appropriate document</li> <li>Enter recommendation in text box (<i>e.g.</i>, "recommend confirmation")</li> <li>Only filed in a Chapter 13</li> </ul>		
Objection to Confirmation of Plan	Bankruptcy > Plan > Objection to Confirmation of Plan	Refer to Plan		
Chapter 12 Final Report and Account	Bankruptcy > Trustee/US Trustee > Chapter 12 Trustee's Final Report and Account			
Chapter 12 Final Report and Account (upon completion)	Bankruptcy > Trustee/US Trustee > Chapter 12 Trustee's Final Report and Account (upon completion)			
Chapter 12 Final Report and Account (upon conversion)	Bankruptcy > Trustee/US Trustee > Chapter 12 Trustee's Final Report and Account (upon conversion)			

Chapter 12 Final Report and Account (upon dismissal)	Bankruptcy > Trustee/US Trustee > Chapter 12 Trustee's Final Report and Account (upon dismissal)	
Chapter 13 Final Report and Account	Bankruptcy > Trustee/US Trustee > Chapter 13 Trustee's Final Report and Account	
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Final Account	Bankruptcy > Trustee/US Trustee	
	> Final Account	

# DRAFT

Motions/Applications				
Document:	Select:	Notes:		
Motion/Application	Bankruptcy > Motions/Application s > select appropriate motion/application  Note: The Motion, Notice of Motion, and Certificate of Service may be a single PDF or the Notice, supporting documents, and Certificate of Service may be added as an attachment to this event. The Motion must be the first document in your PDF.  The Proposed Order must be e-mailed to proposed_orders@ndb.us courts.gov	<ul> <li>Select the most appropriate motion/application from the list. Add additional text in text box if necessary.</li> <li>Select party from list or Add/Create New Party</li> <li>If using motion sent, you will be prompted to enter the last day to object (defaults to 15 or 20 days; modify if necessary).</li> <li>Remove this date if you are not filing a Notice at this time.</li> <li>If prompted for a receipt number, follow prompts on screen to pay filing fee via the Internet.</li> </ul>		
Notice of Motion/Application	Bankruptcy > Notices > Notice of Motion or Notice of Application  Note: Use this event when the Notice is filed AFTER the motion or when the motion event didn't prompt for the last day to object.	<ul> <li>Refer to Motion/Application</li> <li>Enter last day to object when prompted</li> </ul>		

Affidavit in Support	Bankruptcy > Misc/Other > Affidavit  Note: May be added as an attachment when filing the Motion/Application/Objection.	documen • Enter na	Motion or related at me of person when d, e.g., "Joe Smith"
Brief/Memorandum	Bankruptcy > Misc/Other> Brief/Memorandum  Note: May be added as an attachment when filing the Motion/Application/Objection.	Refer to document	Motion or related at
Proposed Order	The Proposed Order must be e-mailed to proposed_orders@ndb.us courts.gov		
Certificate of Service	Bankruptcy > Misc/Other > Certificate of Service  Note: May be filed as an attachment to any event.	(select m holding o	all documents sent nultiple categories by down the <i>Ctrl</i> key and on the categories in
Amended Motion/Application	Bankruptcy > Misc/Other > Amended Document	• Refer to Motion/A	original Application
Motion for Expedited Hearing	Bankruptcy >Motions/ Applications> Motion for Expedited Hearing	• Refer to	Motion

Motion by UST to Dismiss Case  Motion to Convert Case to 7	Bankruptcy > Motions/ Applications> Dismiss Case	<ul> <li>If prompted for fee, enter "exempt' in receipt field.</li> <li>Electronically file your Notice of Motion next</li> </ul>
	Or	
	Bankruptcy> Trustee/US Trustee> Dismiss Case	
	Bankruptcy > Motions/ Applications > Convert Case to 7	FT
Notice of Motion by	Bankruptcy >	• Refer to Motion
UST to Dismiss	Notices> Notice of	• Prompt for objection date
Notice of Motion to Convert Case to 7	Motion (to dismiss case	
	Bankruptcy>	
	Notices> Notice of Motion (to convert)	

Objections/Hearings			
Document:	Select:	Notes:	
Objection to Motion/Application/ Document	Bankruptcy > Answer/Response > Reference an Existing motion/application -Other Answers	<ul> <li>Select Objection/ Reply/Response from drop down list</li> <li>Refer to Motion (found under motion) or related document</li> </ul>	
Notice of Hearing (filed after Clerk's Office has scheduled the hearing/telephone conference)	Bankruptcy > Notices > Notice of Hearing	Refer to Motion (found under motion) or related document	
Pre-Hearing Papers (Statement of the Case, List of Exhibits, List of Witnesses)	Bankruptcy > Miscellaneous > Affidavit, Brie and Pre-trial Documents	<ul> <li>Refer to Motion (found under motion) or related document</li> <li>Refer to complaint if filing pre-trial docs</li> </ul>	
Withdrawal of Document	Bankruptcy > Miscellaneous > Withdrawal of Document	<ul> <li>Refer to document being withdrawn, e.g., motion, objection, etc.</li> <li>When a withdrawal removes a hearing from the calendar, also note in text box that the matter can be removed from the calendar <i>e.g.</i>, ("Objection to Exemptions - removes matter from Judge's calendar")</li> </ul>	

Stipulation  Bankruptcy > Miscellaneous/Othe r > Stipulation  The Proposed Order must be e-mailed to proposed_orders@ndb.us courts.gov	<ul> <li>Do not check "Joint filing with another attorney(s)"</li> <li>Select yourself (trustee) as filer the party</li> <li>Enter with whom in text box</li> <li>Refer to Motion or related document if applicable</li> <li>When the Stipulation removes a hearing from the calendar, also note in text box that the matter can be removed from the calendar, e.g., "(removes matter from Judge's calendar)"</li> </ul>
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# DRAFT

Claims			
Document:	Select:	Notes:	
File Claim	Bankruptcy > File Claims	<ul> <li>On Search for Creditor screen, enter case number and name of creditor for whom the proof of claim is being filed (optional); leave type as All creditors; click Next.</li> <li>If creditor appears on screen, select creditor and click Next</li> <li>On the Proof of Claim Information Screen, enter the following: <ul> <li>Amends Claim # (if applicable)</li> <li>Duplicates Claim # (if applicable)</li> <li>Filed By: (select Trustee)</li> <li>Late (select Yes or No)</li> <li>Amount Claimed</li> <li>Description (if necessary)</li> <li>Remarks (if necessary)</li> <li>Clerk's Office will add creditor if necessary</li> </ul> </li> </ul>	
Objection to Claim	Bankruptcy > Claims Action> Objection to Claim	<ul> <li>Enter name of creditor in text box</li> <li>Docket each objection separately</li> </ul>	
Withdrawal of Claim	Bankruptcy > Claim Actions > Withdrawal of Claim	<ul> <li>Enter Claim # when prompted</li> <li>Add name of creditor in text box</li> </ul>	

Adversaries			
Document:	Select:	Notes:	
Adversary Complaint	Adversary > Open an AP Case  Note: Cover Sheet is not required. If filed, it can be added as an attachment to this event.	<ul> <li>Enter lead case (main bankruptcy case number)</li> <li>Enter Plaintiff(s) first (do include address for plaintiff)</li> <li>Enter Attorney for Plaintiff</li> <li>Enter Defendants(s)(do include address for defendant)</li> <li>Enter Attorney for Defendant</li> <li>Enter statistical case information taken from the         <ul> <li>Adversary Cover Sheet</li> <li>Select only one nature of suit (If 727 objection to discharge, you must select 424 as the nature of suit)</li> <li>Enter demand to the nearest thousand, e.g., "5" for \$5,000</li> </ul> </li> <li>When prompted for fee, enter "exempt" in receipt field</li> </ul>	
Summons Service Executed	Adversary > Summons/ Complaint> Summons service executed		
Answer	Adversary > Answers > Answer to Complaint, Amended Complaint, 3 <sup>rd</sup> , Cross, Counter	<ul> <li>If defendant, select yourself as filer party</li> <li>Check the box to make attorney/party association</li> <li>Refer to Complaint</li> <li>Check the appropriate box if this filing includes a third-party complaint, cross-claim, or counterclaim</li> </ul>	

(Joint) Pretrial Statement	Adversary > Miscellaneous > Pretrial Documents of the Case		
Motion	Adversary > Motions  The Proposed Order must be e-mailed to proposed_orders@ndb.us courts.gov	•	Supporting documents may be added to the motion document
Certificate of Service	Adversary > Miscellaneous	Г	Refer to Motion
Withdrawal of Document	Adversary > Miscellaneous > Withdrawal of Document	•	Refer to document being withdrawn
Brief/Memorandum	Adversary > Miscellaneous > Brief	•	Refer to Complaint (or motion if applicable)
Stipulation	Adversary > Miscellaneous > Stipulation  The Proposed Order must be e-mailed to proposed_orders@ndb.us courts.gov	•	Do not check "Joint Filing with another attorney(s)" Select yourself (trustee) as filer the party Refer to Complaint (or Motion if applicable) Enter with whom in text box

Appeals			
Document:	Select:	Notes:	
Notice of Appeal	Bankruptcy > Appeal > Notice of Appeal and Election - District or	Refer to Order being appealed and related Motion	
	Bankruptcy> Appeal> Notice of Appeal - BAP		
Appellant Designation	Bankruptcy > Appeal > Appellant Designation	<ul> <li>Refer to Notice of Appeal</li> <li>Satisfies Appellant         <ul> <li>Designation due date</li> </ul> </li> <li>Court would suggest that copies of documents to be included in the record be filed conventionally</li> </ul>	
Appellee Designation	Bankruptcy > Appeal > Appellee Designation	<ul> <li>Refer to Notice of Appeal</li> <li>Satisfies Appellee Designation due date</li> <li>Court would suggest that copies of documents to be included in the record be filed conventionally</li> </ul>	
Statement of Issues on Appeal	Bankruptcy > Appeal > Statement of Issues on Appeal	Refer to Notice of Appeal	
Request for Transcript	Bankruptcy > Appeal > Request for Transcript re: Appeal	Refer to Notice of Appeal	

Utilities/Reports			
Document:	Select:	Notes:	
Change Password	Utilities > Maintain Your ECF Account	• Scroll down to bottom of screen and click on <i>More user information</i> . After changing your password, click on <i>Return to Account Screen</i> then scroll down to bottom of screen and click <i>Submit</i> and <i>Submit</i> to have any changes recorded.	
Change Email information	Utilities > Maintain Your ECF Account	• Scroll down to bottom of screen and click on <i>Email information</i> . After changing your e-mail settings, click on <i>Return to Account Screen</i> then scroll down to bottom of screen and click <i>Submit</i> and <i>Submit</i> to have any changes recorded.	
View Your Transaction Log	Utilities > View Your Transaction Log	Enter start date and end date	
Electronic/Manual Noticing Information for List of Parties on a Case	Utilities>Mailings	Click on Mailing Info for case	

Creditor Mailing Matrix	Reports > Creditor Mailing Matrix  or  Utilities > Mailings> Creditor Mailing Matrix	<ul> <li>The 1-column file can be saved as a text file on your computer with the File/Save As browser option. The saved file can then be edited and printed on labels or you can use the cut and paste option.</li> <li>For this and other reports, you may be prompted for your PACER Login. Check the box "make this my default PACER login" so you will only have to login once per session.</li> </ul>
Docket Report	Reports > Docket Report	<ul> <li>Enter case number</li> <li>Select criteria for generating the report</li> <li>Click <i>Run Report</i></li> </ul>
Claims Register	Reports > Claims Register	<ul><li>Enter case number</li><li>Click <i>Run Report</i></li></ul>
Cases Report	Reports > Cases	<ul> <li>Select criteria for generating the report (select multiple categories by holding down the <i>Ctrl</i> key and clicking on the categories in the list)</li> <li>Click <i>Run Report</i></li> </ul>
341 Meeting Calendar	Reports > Deadlines/Hearings/ 341 Calendars > Select 341 Meeting from Deadline/Hearing list	<ul> <li>Select criteria for generating the report (select multiple categories by holding down the <i>Ctrl</i> key and clicking on the categories in the list)</li> <li>Click <i>Run Report</i></li> </ul>

Judge's Calendar	Reports > Calendar	•	Select criteria for generating
	<b>Events</b> > Select <b>All</b>		the report (select multiple
	hearings from		categories by holding down the
	Calendar Event list		Ctrl key and clicking on the
			categories in the list)
		•	Click Run Report



Help		
Screen:	Instructions for Attorneys and Trustees:	
Joint filing with another attorney(s)	You will see this check box if you are an attorney. Check it if this is a joint filing. You will be able to select the attorney(s) on another screen. Do not check if you are filing a Stipulation or Reaffirmation Agreement.	
Select the Party	Select the party that you represent from the list; Trustees will select themselves as trustee. If the party is not listed, select the <i>Add/Create New Party</i> button and add party information. Refer to <b>Add Party to Case</b> instructions. For certain types of filings, you may also have the option of selecting a group of parties rather than individuals.	
	DKALI	

#### Add Party 1. Search for the party. Begin by searching to see whether the party is a. already in the database. To search, enter the party's Social Security b. number or Tax ID, or all or part of the last or business name, and click the *Search* button. 2. Select a party already in the database or add a new one. If the party is already in the database, highlight the name on the party list, and click the *Select* name from list button. b. To add a new party to the database, click the Create new party button. In either instance, the Party Information screen will be displayed. Enter the information about the party. For a party already in the database, fill in the party role and pro se fields, and enter party text if needed. (Party text appears after the party's name on the cover sheet of the docket, e.g., ABC Corporation, a subsidiary of XYZ

4.

ABC Corporation, a subsidiary of XYZ
International.) To change address information
just for this case for a party already in the
database, type over the existing address
information.
b. For a new party, fill in the name, address, party

role, and pro se fields, and enter party text if

- needed.
  Click *Submit* only after all attorneys and aliases have been added.
  - a. If the case being opened is an adversary proceeding, or if a party is being added after the case has been opened, the search screen will be displayed for the next party. When the last party has been added, click the *End party selection* button.

The following attorney/party associations do not exist...

If you see these words: "The following attorney/party associations do not exist for this case. Please check which associations should be created for this case," you have selected an attorney and a party who were not previously associated. You may have checked the wrong person on the party list. If so, use the *Back* button to change the selection. If your selection was correct, check the box for each new party/attorney combination that should be established.

Note: Trustee filers will never check this box.



### Select the PDF document

Click on the *Browse* button to search your network and select from those files. Remember to change the file type to Acrobat (\*.pdf). To make certain that you are about to associate the correct PDF file for this entry, right-click on the file name with your mouse and select **open**.

- If your filing does not have attachments, click *next* to continue.
- If your filing has attachment(s), *e.g.*, financing papers, exhibits, supporting documents, etc., click *Yes* for "Attachments to Document." Click *Next* to see the attachments screen.
  - 1. Enter the PDF document that contains the attachment.

Click on the *Browse* button to search your network and select from those files. Remember to change the file type to Acrobat (\*.pdf). To make certain that you are about to associate the correct PDF file for this entry, right-click on the file name with your mouse and select **open**. If your filing has more attachments, first continue labeling this attachment following the instructions below.

2. At your option, select a document type or enter a description.

If you press the down arrow to the right of the *Type* box, you see a list of available attachment types. Select the one you want by highlighting it or type a short description of your attachment.

3. Add the filename to the list box below. Add the attachment you have entered to this list by clicking the **Add to List** button. If you have more attachments, go back to Step 1. Continue until all your attachments are on this list.

#### Refer to existing Check the box if you would like to relate this event to an earlier event in this case. Two more screens may display after event(s)? you click *next*: Please select the category...: A list of event categories is displayed. Select one or more categories from the list by highlighting the ones you need and clicking Next. A list of all the docket entries in those categories is shown. *Include*: Check the box for each docket entry that should relate to the current filing. Click Next. Notice of Electronic The Notice of Electronic Filing is the verification that the filing has been sent electronically to the Court's database. It Filing certifies that this is now an official court document. Clicking on the case number hyperlink will present the docket report for this case. Note that you will be prompted for your PACER login and password. Users must be registered with the PACER system to have a login and password. Clicking on the document number hyperlink will present the PDF image of the document just filed. Note that you will be prompted for your PACER login and password. Note: To get your free look, you must click on the document number hyperlink from the Notice of Electronic Filing that you receive via e-mail...not the Notice of Electronic Filing that you see at the conclusion of the filing process. Scroll down to see participants who have or have not registered for electronic noticing on this case. To print a copy of this notice, click the browser *Print* To save a copy of this notice, click *File* on the browser menu bar and select Save Frame As.